

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK
MANHATTAN DIVISION

CASE NO. 11-CV-5191(GRD)

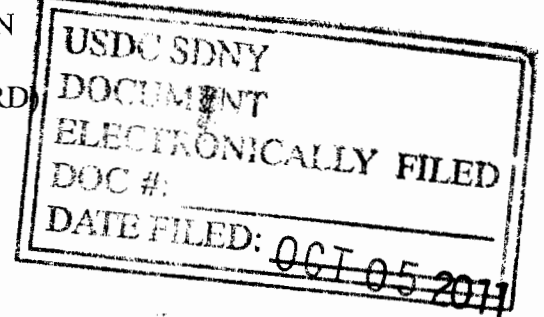
UNITED STATES COMMODITY
FUTURES TRADING COMMISSION,

Plaintiff,

vs.

ANTHONY J. KLATCH II; AMERICAN
PRIVATE EQUITY, LLC; ARM CAPITAL
MANAGEMENT, LLC; TASK CAPITAL
MANAGEMENT, LLC; VIGILANT
CAPITAL MANAGEMENT, LLC,

Defendants.



RECEIVER'S MOTION FOR INTERIM FEES AND COSTS

RECEIVER, MARK V. SILVERIO, (hereinafter Receiver) respectfully requests the Court, pursuant to the Order Granting Plaintiff's Ex Parte Emergency Motion for Statutory Restraining Order and other relief, for an order allowing him interim fees and costs, and in support thereof, states:

1. The Receiver was appointed by the above referenced order of this Court on July 27th, 2011.
2. Pursuant to paragraph 35 of the order, the Receiver is permitted to seek application for the payment of his fees and costs incurred as the Receiver.
3. This is the Receiver's first request for fees and costs.

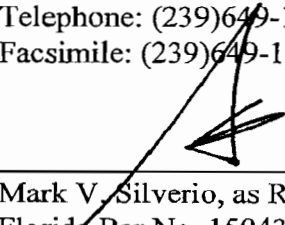
4. The itemization of the time and nature of the services rendered and costs incurred by the Receiver are in the Affidavit of Fees and Costs attached hereto as Exhibits "A and B". There are several hours included in the bill for time for the attorneys for the Receiver.

5. The CFTC consents to the motion and the amount of the fees and costs requested by the Receiver.

WHEREFORE, the Receiver requests the Court enter an order and stated below allowing for the payment of its fees and costs from Receivership funds.

DATED this 3 day of October, 2011.

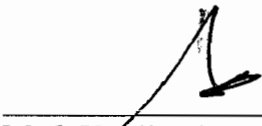
MARK V. SILVERIO, AS RECEIVER
255 Eighth Street South
Naples, Florida 34102-6123
Telephone: (239)649-1001
Facsimile: (239)649-1972



Mark V. Silverio, as Receiver
Florida Bar No. 150430

CERTIFICATE OF SERVICE

THE UNDERSIGNED HEREBY CERTIFIES that, on this 3 day of October, 2011, the foregoing document is being served this day on counsel of record identified on the attached Service List by email and mail.



Mark V. Silverio, Receiver

IT IS SO ORDERED that this above motion is granted.



JUDGE GEORGE B. DANIELS
UNITED STATES DISTRICT JUDGE

HON. GEORGE B. DANIELS

CASE NO. 11-CV-5191(GRD)

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